

St. Louis City Ordinance 64685

FLOOR SUBSTITUTE

BOARD BILL NO. [99] 71

INTRODUCED BY ALDERMAN MICHAEL McMILLAN

An ordinance authorizing and directing the Mayor and the Comptroller of the City of Saint Louis to sell certain City-owned property comprising all of City Block 5036, such property being a city park known as Father Maurice Nutt Park; and containing an emergency clause.

BE IT ORDAINED BY THE CITY OF ST. LOUIS AS FOLLOWS:

SECTION ONE. The Mayor and the Comptroller are hereby authorized and directed to execute and deliver a Quit Claim Deed (attached hereto as Exhibit A), to remise, release, and quit-claim unto St. Louis University, upon the receipt of the sum of One Dollar (\$1.00), certain real estate belonging to the City of Saint Louis, such property being all of City Block 5036, a city park established under the authority of Ordinance 18573, approved on July 13, 1896.

SECTION TWO. This Ordinance, being deemed necessary for the immediate preservation of the public health, safety, and general welfare, shall be and is hereby declared to be an emergency measure within the meaning of Article IV, Section 20 of the Charter of the City of Saint Louis, and as such, shall take effect immediately upon its approval by the Mayor.

Exhibit A

QUIT CLAIM DEED

THIS DEED made and entered into this ____ day of _____, 1999, by and between the City of Saint Louis, a municipal corporation of the State of Missouri, whose address is 1200 Market Street, St. Louis, Missouri, hereinafter ♦Grantor,♦ and St. Louis University, whose address is 221 North Grand, Attention General Counsel, St. Louis, Missouri, hereinafter ♦Grantee.♦

WITNESSETH, that the said Grantor, for and in consideration of the sum of One Dollar (\$1.00) to it paid by the Grantee, the receipt of which is hereby acknowledged, does by these presents REMISE, RELEASE, and FOREVER QUITCLAIM unto the Grantee the following described real estate situated in the City of St. Louis and State of Missouri, to wit:

All of City Block 5036 consisting of a city park established under the authority of Ordinance 18573, approved on July 13, 1896.

TO HAVE AND TO HOLD the same, together with all rights and appurtenances to the same belonging, unto the said Grantee, its successors and assigns forever, so that neither the said Grantor nor its successors or assigns, nor any person or persons for it or in its name or behalf shall or will hereafter claim or demand any right or title to the aforesaid premises, or any part thereof, but they and every one of them shall by these presents be excluded and forever barred.

PROVIDED, HOWEVER, that this conveyance is made and accepted upon the following conditions, which shall apply to and be binding upon the Grantee, its heirs, devisees, executors, administrators, and assigns, namely: that said premises shall forever be used solely as a park open to every member of the general public for public use, that neither the Grantee nor any party on its behalf shall require an admission charge or establish any other condition for entrance to said park, that the park shall forever be known as Father Maurice Nutt Park, and that neither the Grantee nor any party in its behalf shall erect billboards upon the aforesaid premises;

AND PROVIDED, that as to the Grantor, the breach of any of the foregoing conditions shall cause the premises to revert to the Grantor, its heirs and assigns, each of whom respectively shall have the right of immediate re-entry upon the premises in the event of any such breach; and the above-mentioned conditions shall operate as covenants running with the land, and the breach of any such covenant or the continuance of any such breach may be enjoined, abated or remedied by appropriate proceedings by the Grantor, its heirs, devisees, executors, administrators or assigns.

IN WITNESS WHEREOF, said Parties have executed these presents the day and year first above written.

GRANTOR

City of Saint Louis

BY: _____

Clarence Harmon

Mayor

BY: _____

Darlene Green

Approved as to legal form:

GRANTEE
St. Louis University
BY: _____
Kathleen Brady
Vice-President Facilities and Civic Affairs

City Register

CITY OF ST. LOUIS) ss. On this _____ day of _____, 1999 before
) me appeared Darlene Green, and Clarence Harmon, to
 me personally known, who being by me duly sworn, did say that they are the
 Comptroller and Mayor, respectively, of the City of St. Louis, a municipal
 corporation, and that the foregoing quit claim deed was signed as the free act
 and deed of said municipal corporation, pursuant to Ordinance _____.

CITY OF ST. LOUIS) ss. On this ____ day of _____, 1999,
) before me appeared Kathleen Brady, to me personally
known, who being by me duly sworn did say that they are the individuals who
executed the foregoing quit claim deed as their free act and deed.

In testimony whereof, I have hereunto set my hand and affixed my official seal in the City and State aforesaid, the day and year first above written.

| Legislative History | | | | |
|---------------------|----------------|-----------|-------------|---------------|
| 1ST READING | REF TO COMM | COMMITTEE | COMM SUB | COMM AMEND |
| 06/04/99 | 06/04/99 | W&M | 06/08/99 | |
| 2ND READING | FLOOR AMEND | FLOOR SUB | PERFECTN | PASSAGE |
| 06/11/99 | | | 06/18/99 | 06/25/99 |
| ORDINANCE | VETOED | | VETO OVR | |
| | | | | |